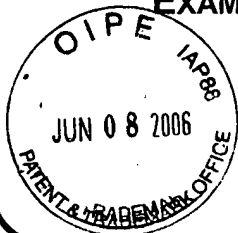


RCE/IFW

**REQUEST FOR CONTINUED
EXAMINATION (RCE) TRANSMITTAL**



Address to:

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/765,702
Filing Date	January 26, 2004
First Named Inventor	Jan Vet
Group Art Unit	2838
Examiner Name	Robert J. Grant
Attorney Docket Number	23255-08789

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-entitled application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application
filed prior to June 8, 1995, or to any design application.

1. **SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☒ Return Postcard
- c. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments,
to Deposit Account No. 19-2555 during the pendency of this application
- ☒ Fee Transmittal Enclosed (in duplicate)
- ☒ Check in the amount of \$ 790.00 enclosed

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Albert C. Smith	Registration No. (Attorney/Agent)	20,355
Signature	<i>A.C. Smith</i>	Date	6/5/06

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office, or if the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on:

Name (Print/Type)	Albert C. Smith	Registration No. (Attorney/Agent)	20,355
Signature	<i>A.C. Smith</i>	Date	6/5/06
Express Mail No.			

06/08/2006 NGUYEN1 00000068 10765702

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790.00 0P

23255/08789/DOCS/1628976.1



☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$) 790.00
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Complete if Known

Application Number	10/765,702
Filing Date	January 26, 2004
First Named Inventor	Jan Vet
Examiner Name	Robert J. Grant
Art Unit	2838
Attorney Docket No.	23255-08789

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:

Deposit Account Number	19-2555
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Deposit Account Name

Fenwick & West LLP

The Commissioner is authorized to: *(check all that apply)*

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

	Large Entity	Small Entity
1. Revenue Recognition	Use accrual basis accounting.	Can use cash basis accounting if it meets certain criteria.
2. Inventory Valuation	Must use FIFO or LIFO method.	Can use either FIFO or LIFO method.
3. Depreciation Methods	Must use straight-line depreciation.	Can use various methods like MACRS.
4. Lease Accounting	Must follow ASC 842 lease standards.	Can use simplified rules under ASC 842.
5. Financial Statement Presentation	Must provide extensive disclosures.	Can provide condensed financial statements.
6. Related Party Transactions	Must disclose all related party transactions.	Can have fewer disclosure requirements.
7. Goodwill Impairment Testing	Must perform annual goodwill impairment tests.	Not required to test for goodwill impairment.
8. Derivative Instruments	Must hedge derivatives and report gains/losses.	Can ignore derivative instruments.
9. Employee Stock Options	Must use fair value measurement for stock options.	Can use simplified methods for stock options.
10. Research and Development Costs	Must expense R&D costs as incurred.	Can capitalize R&D costs under certain conditions.
11. Restructuring Costs	Must recognize restructuring costs as liabilities.	Can defer recognition of restructuring costs.
12. Contingent Liabilities	Must disclose contingent liabilities.	Can omit disclosure of contingent liabilities.
13. Segment Reporting	Must provide segment reporting.	Not required to provide segment reporting.
14. Foreign Currency Translation	Must translate foreign currency assets/liabilities.	Can use US dollar functional currency.
15. Non-Compete Agreements	Must amortize non-compete agreements.	Can expense non-compete agreements immediately.
16. Intangible Assets	Must amortize intangible assets.	Can expense intangible assets immediately.
17. Capitalized Leases	Must capitalize leases over 12 months.	Can treat leases as operating leases.
18. Variable Interest Entities	Must consolidate VIEs.	Can ignore VIEs.
19. Share-Based Payments	Must measure share-based payments at fair value.	Can use simplified methods for share-based payments.
20. Discontinued Operations	Must report discontinued operations separately.	Can include discontinued operations in continuing operations.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
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SUBTOTAL (1)	(\$)	0
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2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims		Fee from below	Fee Paid
Total Claims	-20** =	X		
Independent Claims	-3** =	X		
Multiple Dependent				

	Large Entity	Small Entity
1. Revenue Recognition	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
2. Expense Recognition	Expenses are recognized when the related asset is consumed or the liability is incurred.	Expenses are recognized when the related asset is consumed or the liability is incurred.
3. Asset Recognition	Assets are recognized when the company has control over a resource that is expected to generate future economic benefits.	Assets are recognized when the company has control over a resource that is expected to generate future economic benefits.
4. Liability Recognition	Liabilities are recognized when the company has an obligation to transfer resources in the future.	Liabilities are recognized when the company has an obligation to transfer resources in the future.
5. Equity Recognition	Equity is recognized as the residual interest in the assets of the company after deducting liabilities.	Equity is recognized as the residual interest in the assets of the company after deducting liabilities.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	360	2203	180	Multiple dependent claim, if not paid
1204	200	2204	100	**Reissue independent claims over original patent
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)	(\$) 0
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****or number previously paid, if greater; For Reissues, see above**

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity
<p>1. Revenue Recognition</p> <p>Large entities use the percentage of completion method for long-term contracts, recognizing revenue as work progresses. Small entities often use the cost of sales method, recognizing revenue only when the contract is completed.</p>	<p>1. Revenue Recognition</p> <p>Small entities often use the cost of sales method for long-term contracts, recognizing revenue only when the contract is completed.</p>
<p>2. Inventory Valuation</p> <p>Large entities use the FIFO (First In, First Out) method for inventory valuation. Small entities often use the LIFO (Last In, First Out) method.</p>	<p>2. Inventory Valuation</p> <p>Small entities often use the LIFO (Last In, First Out) method for inventory valuation.</p>
<p>3. Depreciation</p> <p>Large entities use the MACRS (Modified Accelerated Cost Recovery System) for depreciation. Small entities often use the straight-line method.</p>	<p>3. Depreciation</p> <p>Small entities often use the straight-line method for depreciation.</p>
<p>4. Bad Debt Expense</p> <p>Large entities use the allowance method for bad debt expense. Small entities often use the direct write-off method.</p>	<p>4. Bad Debt Expense</p> <p>Small entities often use the direct write-off method for bad debt expense.</p>
<p>5. Lease Accounting</p> <p>Large entities use the ASC 842 (Leases) standard for lease accounting. Small entities often use the ASC 840 (Leases) standard.</p>	<p>5. Lease Accounting</p> <p>Small entities often use the ASC 840 (Leases) standard for lease accounting.</p>

Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1000	2403	500	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1,500	2453	750	Petition to revive - unintentional	
1501	1,400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1503	1100	2503	550	Plant issue fee	
1460	—	1460	—	Petitions to the Director	
1807	50	1807	50	Processing fee for Provisional Applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	✓
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	790.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

SUBTOTAL (3) (\$ 790.00

SUBMITTED BY

Name (Print/Type)

Albert C. Smith

Registration No.
(Attorney/Agent)

20.355

Complete (if applicable)

Telephone 650.335.7296

Signature

Date _____

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